

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, PROVIDING FOR THE PAYMENT OF VICINITY MILEAGE FOR COUNTY EMPLOYEES WHILE ON REGULAR DUTY, ON STANDBY AND AFTER HOURS; PROVIDING FOR TITLE; PROVIDING FOR PURPOSE AND AUTHORITY; PROVIDING FOR DEFINITIONS; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE OF LAWS AND ORDINANCES; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Palm Beach County is a Home Rule Charter County and has all the powers of self-government granted by the Constitution and the Laws of the State of Florida; and

WHEREAS, Section 112.061(7)(d)2., Florida Statutes, authorizes the payment of vicinity mileage to county employees who utilize their privately owned vehicles while conducting official county business; and

WHEREAS, certain Palm Beach County employees are required to utilize their private vehicles while on standby or after hours necessitating travel from home to the destination site; and

WHEREAS, the Board of County Commissioners finds it to be fair and equitable to compensate those employees at the statutorily prescribed rate per mile for vicinity mileage incurred while responding to an after hours summons in accordance herewith; and

WHEREAS, the provisions of this ordinance are not in conflict with general law, are consistent with the laws set forth in Chapter 112, Florida Statutes, and further the spirit and intent of the Legislature of the State of Florida.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

SECTION 1. Title

This ordinance shall be known as and may be cited as the "Palm Beach County Vicinity Mileage Ordinance".

1 **SECTION 2. Purpose and Authority**

2 This ordinance is enacted pursuant to the authority granted to
3 the Board of County Commissioners in Section 112.061, Florida
4 Statutes, which authorizes the Board of County Commissioners to
5 reimburse employee travelers for vicinity mileage which is
6 necessary for the conduct of official county business provided the
7 mileage is shown as a separate item on an expense voucher.

8 **SECTION 3. Definitions**

9 For the purposes of this ordinance, the following words shall
10 have the meanings indicated:

11 "After Hours" - Hours spent on official county business
12 outside the hours to which an employee is assigned (off-duty).
13 This term does not mean the continuation of work performed overtime
14 during hours outside those assigned.

15 "Employee" - An individual who is filling a full-time or part-
16 time authorized position.

17 "Expense Voucher" - The official form of the Board of County
18 Commissioners entitled "Mileage Reimbursement Voucher".

19 ~~"Official Headquarters" - The address of the physical facility~~
20 ~~housing the office to which an employee is assigned.~~

21 "Standby" - A permanent employee who is required to be
22 available after regular working hours to respond in case of an
23 emergency.

24 "Vicinity Mileage" - Mileage incurred in a privately owned
25 vehicle while conducting official, authorized county business.

26 **SECTION 4. Vicinity Mileage Allowed**

27 All Palm Beach County employees shall be entitled to vicinity
28 mileage at the rate authorized under Section 112.061(7)(d)1.,
29 Florida Statutes, whenever their personal vehicle is utilized to
30 conduct official county business. Mileage shall be recorded from
31 point of origin or official headquarters, whichever is the shorter
32 distance. No mileage is authorized for travel to and from official
33 headquarters for the purpose of reporting to work and returning to
34 home except as stated in Section 5. All vicinity mileage must be
35 shown as a separate item on an expense voucher.

1 SECTION 5. Standby, After Hours Travel

2 At times, some employees may be required to travel from a
3 point other than official headquarters while on standby or after
4 hours. In such instances, the employee is entitled to receive
5 vicinity mileage calculated from the point of origin (home) to the
6 point of destination and return to the point of origin (home).

7 SECTION 6. Repeal of Ordinances in Conflict

8 All local ordinances in conflict with any provisions of this
9 ordinance are hereby repealed.

10 SECTION 7. Severability

11 If any section, paragraph, sentence, clause, phrase, or word
12 of this ordinance is for any reason held by a Court to be
13 unconstitutional, inoperative or void, such holding shall not
14 affect the remainder of this ordinance.

15 SECTION 8. Inclusion in Code of Laws and Ordinances

16 The provisions of this ordinance shall become and be made a
17 part of the Code of Laws and Ordinances of Palm Beach County,
18 Florida. The sections of this ordinance may be renumbered or
19 relettered to accomplish such, and the word "ordinance" may be
20 changed to "section", "article", or any other appropriate word.

21 SECTION 9. Effective Date

22 The provisions of this ordinance shall become effective upon
23 receipt of acknowledgement by the Secretary of State.

24 APPROVED and ADOPTED by the Board of County Commissioners of
25 Palm Beach County, Florida, on the 17th day of November,
26 1992.

27 PALM BEACH COUNTY, FLORIDA, BY ITS
28 BOARD OF COUNTY COMMISSIONERS

29 By: _____

30 Chair

31 APPROVED AS TO FORM AND
32 LEGAL SUFFICIENCY

33 By: _____

34 MILTON T. BAUER, CLERK
35 Board of County Commissioners

By: _____

DEPUTY CLERK

34 Acknowledgement by the Department of State of the State of
35 Florida, on this, the 25th day of November, 1992.

1 **EFFECTIVE DATE:** Acknowledgement from the Department of State
2 received on the 4th day of December, 1992, at
3 9:33 A.M., and filed in the Office of the Clerk of the Board
4 of County Commissioners of Palm Beach County, Florida.

STATE OF FLORIDA COUNTY OF PALM BEACH
The ex-officio Clerk of the Board of County Commissioners
certify this to be a true and correct copy of the original filed in
my office on 11/17/92
DATED at West Palm Beach, FL on 2/25/93
Clerk, BCC
By: Louie Clinger D.C.

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